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THE REPUBLIC OF THE UNION OF MYANMAR

The Myanmar Investment Commission

Republic of the Union of Myanmar ★ Myanmar Investment Commission ★
Form (2)
Sr. No. 2478
Dated 6.3.2014

PERMIT

Permit No. 673/2014 Date 6, March 2014

The Myanmar Investment Commission issues this Permit under section 13(b) of the Republic of the Union of Myanmar Foreign Investment Law-

(a) Name of Investor/Promoter MR. PHICHET SIVASRI

(b) Citizenship THAI

(c) Address 8 SOI PATTHANAKARN 65 YARK 2, PRAVET, BANGKOK 10250, THAILAND.

(d) Name and Address of principal organization THANA HOLDING CO., LTD. 313, CP TOWER BUILDING, SILOM ROAD, KWAENG SILOM, KHET BANGRAK, BANGKOK, THAILAND.

(e) Place of incorporation THAILAND

(f) Type of business in which investment is to be made MANUFACTURING AND MARKETING OF ANIMAL FEED

(g) Place(s) at which investment is permitted PLOT NO. 529/B, PYIN MA BIN, MINGALARDON TOWNSHIP, YANGON REGION.

(h) Amount of foreign capital US$ 60 MILLION

(i) Period for bringing in foreign capital WITHIN 3 YEARS FROM THE DATE OF ISSUANCE OF MIC PERMIT

(j) Total amount of capital (Kyat) EQUIVALENT IN KYAT OF US$ 60 MILLION

(k) Construction period 2 YEARS

(l) Permitted duration of investment 50 YEARS

(m) Form of investment WHOLLY FOREIGN OWNED INVESTMENT

(n) Name of the Company incorporated in Myanmar

MYANMAR CP LIVESTOCK CO., LTD.

Win Thein

Chairman

The Myanmar Investment Commission

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်

ခွင့်ပြုမိန့်

ခွင့်ပြုမိန့်အမှတ် ၆၇၃/ ၂၀၁၄ ၂၀၁၄ ခုနှစ် မတ်လ ၆ ရက်

ပြည်ထောင်စုသမ္မတ မြန်မာနိုင်ငံတော်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု ဥပဒေ ပုဒ်မ (၁၃)ပုဒ်မခွဲ(ခ) အရ ဤခွင့်ပြုမိန့်ကို မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်က ထုတ်ပေးလိုက်သည် -

(က) ကမကထပြုသူ၏အမည် MR. PHICHET SIVASRI

(ခ) နိုင်ငံသား THAI

(ဂ) နေရပ်လိပ်စာ 8 SOI PATTHANAKARN 65 YARK 2, PRAVET, BANGKOK 10250, THAILAND.

(ဃ) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ THANA HOLDING CO., LTD. 313, CP TOWER BUILDING, SILOM ROAD, KWAENG SILOM, KHET BANGRAK, BANGKOK, THAILAND.

(င) ဖွဲ့စည်းရာအရပ် THAILAND

(စ) ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား တိရစ္ဆာန် အစားအစာ ထုတ်လုပ်ဖြန့်ဖြူး ရောင်းချခြင်းလုပ်ငန်း

(ဆ) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) မြေကွက်အမှတ် ၅၂၉(ခ)၊ ပျဉ်းမပင်ကျေးရွာ၊ မင်္ဂလာဒုံမြို့နယ်၊ ရန်ကုန်တိုင်းဒေသကြီး။

(ဇ) နိုင်ငံခြားမတည်ငွေရင်း ပမာဏ အမေရိကန်ဒေါ်လာ ၆၀ သန်း

(ဈ) နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ ကော်မရှင်ခွင့်ပြုမိန့်ရရှိပြီး ၃ နှစ် အတွင်း

(ည) စုစုပေါင်း မတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန်ဒေါ်လာ ၆၀ သန်း နှင့် ညီမျှသော မြန်မာကျပ်ငွေ

(ဋ) တည်ဆောက်မှုကာလ ၂ နှစ်

(ဌ) ရင်းနှီးမြှုပ်နှံခွင့်ပြုသည့် သက်တမ်း ၅၀ နှစ်

(ဍ) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ရာခိုင်နှုန်းပြည့် နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(ဎ) မြန်မာနိုင်ငံတွင် ဖွဲ့စည်းမည့် ကုမ္ပဏီအမည် MYANMAR CP LIVESTOCK CO., LTD.

ဥက္ကဋ္ဌ
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်

3/13

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
Building No.(32), Nay Pyi Taw

Our ref : DICA-1/FI-913/ 2014(2478)
Date : 6 March 2014

Tel: 067- 406334, 406075
Fax: 95 - 67 - 406333

Subject : Decision of the Myanmar Investment Commission on the Proposal for "Manufacturing and Marketing of Animal Feed" under the name of Myanmar CP Livestock Co., Ltd.

Reference: Ministry of Livestock, Fisheries and Rural Development 's Letter No. 1/200 (Nya)/ Na Pa Ta/ 3010/ 3103 dated 18-12-2013.

1. The Myanmar Investment Commission, at its meeting (6 / 2014) held on (13-2-2014) had approved the proposal for investment in "Manufacturing and Marketing of Animal Feed " under the name of "Myanmar CP Livestock Co., Ltd." submitted by Thana Holding Co., Ltd. (72%), Charoen Pokphand Enterprises Co,. Ltd.(19%) and Aquaculture Promotion Co., Ltd.(9%) from Thailand as a wholly foreign owned investment.

2. Hence, the "Permit" is herewith issued in accordance with Chapter VII, section 13(b) of the Foreign Investment Law and Chapter VIII, Rule 49 of the Foreign Investment Rules relating to the Foreign Investment Law. Terms and conditions to the "Permit" are stated in the following paragraphs.

3. The permitted duration of the project shall be initial 50 (Fifty) years commencing from the date of signing of the Lease Agreement for land and buildings and extendable for 10 (ten) years 2(two) times by mutual agreement between Livestock Breeding and Veterinary Department (lessor) under the Ministry of Livestock, Fisheries and Rural Development and Myanmar CP Livestock Co., Ltd. At the end of the Lease Agreement for land and buildings, Myanmar CP Livestock Co., Ltd. shall transfer the land and buildings to the lessor without any consideration, within three months after the lease term in good condition, ground damages have been refilled or repaired.

4. The annual rent for the land and buildings calculated at the rate of US$ 4.5 per square meter per year of the land measuring 110,519.75 square meters(27.31acres). The rate of rent shall be revised in view of prevailing lease rates after 5(five) years period and increase of the rate shall not be more than 15% of the preceding annual rent.

5. In issuing this "Permit," the Commission has granted, the followings, exemptions and reliefs as per section 27(a), (h), (i) and (k) of the Foreign Investment Law. Other exemptions and reliefs under section 27 shall have to be applied upon the actual performance of the project;

(a) As per section 27(a), income tax exemption for a period of five consecutive years including the year of commencement on commercial operation;

(b) As per section 27(h), exemption or relief from customs duty or other internal taxes or both on machineries, equipments, instruments, machinery components, spare parts and materials used in the business which are imported as they are actually required for use during the period of construction of business;

(c) As per section 27(i), exemption or relief from customs duty or other internal taxes or both on raw materials imported for production for the first three-year after the completion of construction of business;

(d) As per section- 27(k), exemption or relief from commercial tax on the goods produced for export;

6. Myanmar CP Livestock Co., Ltd. shall have to sign the Lease Agreement for land and buildings with Livestock Breeding and Veterinary Department under the Ministry of Livestock, Fisheries and Rural Development. After signing the Agreement, (5) copies shall have to be forwarded to the Commission.

7. Myanmar CP Livestock Co., Ltd. shall use its best efforts for timely realization of works stated in the Proposal. If none of such works has been commenced within one year from the date of issue of this "Permit", it shall become null and void.

8. Myanmar CP Livestock Co., Ltd. has to abide by Chapter X, Rule 58 and 59 of the Foreign Investment Rules for construction period.

9. As per Chapter X, Rule 61 of the Foreign Investment Rules, extension of the construction period shall not be granted more than one except it is due to unavoidable events such as natural disasters, instabilities, riots, strikes, emergency of State condition, insurgency and outbreak of wars.

10. As per Chapter X, Rule 63 of the Foreign Investment Rules, if Myanmar CP Livestock Co., Ltd. cannot construct completely in time during the construction period or extension period, the Commission will have to terminate the permit issued to the investor and there is no refund for the expenses of the project.

11. The commercial date of operation shall be reported to the Commission.

12. Myanmar CP Livestock Co., Ltd. shall endeavour to meet the targets for production stated in the proposal as the minimum target.

13. The Commission approves periodical appointments of foreign experts and technicians from abroad as per proposal in accordance with Chapter XI, section 24 and section 25 of the Foreign Investment Law and the Myanmar CP Livestock Co., Ltd. has to follow the existing Labour Law for the recruitment of staff and labour in accordance with Chapter XIII, Rule 84 of the Foreign Investment Rules.

to conduct initial Environmental Impact Assessment (EIA) and an Environmental Management Plan (EMP) which describe the measure to be taken for preventing, mitigation and monitoring significant environmental impacts resulting from the implementation and operation of proposed project or business or activity has to be prepared and submitted, and to perform activities in accordance with this EMP and to abide by the environmental policy, Environmental Conservation Law and other environmental related rules and procedures.

21. Myanmar CP Livestock Co., Ltd. shall contribute minimum 1% of annual net profit for Corporate Social Responsibility (CSR) activities in Myanmar.

22. After getting permit from Myanmar Investment Commission, Myanmar CP Livestock Co., Ltd. shall have to be registered at the Directorate of Industrial Supervision and Inspection.

23. Myanmar CP Livestock Co., Ltd. shall have to abide by the Fire Services Department's rules, regulations, directives and instructions. Moreover, fire prevention measures shall have to undertake such as water storage tank, fire extinguishers and provide training to use the fire fighting equipments.

24. Payment of principal and interest of the loan (if any) as well as payment for import of raw materials and spare parts etc., shall be made either out of the local sales in kyat currency and US$ or from export earnings of Myanmar CP Livestock Co., Ltd.

25. Myanmar CP Livestock Co., Ltd. in consultation with Myanma Insurance, shall effect such types of insurance defined under Chapter XII, Rule 79 and 80 of the Foreign Investment Rules.

Winshein

(Win Shein)

Chairman

2/3/3

Myanmar CP Livestock Co., Ltd.

cc: 1. Office of the Union Government of the Republic of the Union of Myanmar
2. Office of the Yangon Region Government
3. Ministry of National Planning and Economic Development
4. Ministry of Finance
5. Ministry of Commerce
6. Ministry of Industry
7. Ministry of Foreign Affairs
8. Ministry of Home Affairs
9. Ministry of Livestock, Fisheries and Rural Development
10. Ministry of Immigration and Population

11. Ministry of Labour, Employment and Social Security
12. Ministry of Environmental Conservation and Forestry
13. Ministry of Electric Power
14. Director General, Directorate of Investment and Company Administration
15. Director General, Directorate of Human Settlement and Housing Development
16. Director General, Livestock Breeding and Veterinary Department
17. Director General, Directorate of Industrial Supervision and Inspection
18. Director General, Customs Department
19. Director General, Internal Revenue Department
20. Managing Director, Myanma Foreign Trade Bank
21. Managing Director, Myanma Investment and Commercial Bank
22. Managing Director, Myanma Insurance
23. Managing Director, Myanma Electric Power Enterprise
24. Director General, Directorate of Trade
25. Director General, Immigration and National Registration Department
26. Director General, Directorate of Labour
27. Director General, Department of Environmental Conservation
28. Chairman, Republic of the Union of Myanmar Federation of Chambers of Commerce and Industry (UMFCCI)